

agreements with private sector critical infrastructure entities that apply to critical infrastructure information.

(4) **RULE OF CONSTRUCTION.**—Nothing in this subsection shall change existing ownership or protection of, or policies and processes for access to, agency data.

(e) **NATIONAL SECURITY SYSTEMS.**—Nothing in this section shall apply to national security systems, as defined in section 3552 of title 44, United States Code, or to cybersecurity threat intelligence related to such systems, without the consent of the relevant element of the intelligence community, as defined in section 3 of the National Security Act of 1947 (50 U.S.C. 3003).

(f) **PROTECTION OF INTELLIGENCE SOURCES AND METHODS.**—The Director of National Intelligence shall ensure that any information sharing conducted under this section shall protect intelligence sources and methods from unauthorized disclosure in accordance with section 102A(i) of the National Security Act (50 U.S.C. 3024(i)).

(g) **DURATION.**—The program under this section shall terminate on the date that is 5 years after the date of enactment of this Act.

TITLE LIII—ENABLING THE NATIONAL CYBER DIRECTOR

SEC. 5401. ESTABLISHMENT OF HIRING AUTHORITIES FOR THE OFFICE OF THE NATIONAL CYBER DIRECTOR.

(a) **DEFINITIONS.**—In this section:

(1) **DIRECTOR.**—The term “Director” means the National Cyber Director.

(2) **EXCEPTED SERVICE.**—The term “excepted service” has the meaning given such term in section 2103 of title 5, United States Code.

(3) **OFFICE.**—The term “Office” means the Office of the National Cyber Director.

(4) **QUALIFIED POSITION.**—The term “qualified position” means a position identified by the Director under subsection (b)(1)(A), in which the individual occupying such position performs, manages, or supervises functions that execute the responsibilities of the Office.

(b) **HIRING PLAN.**—The Director shall, for purposes of carrying out the functions of the Office—

(1) craft an implementation plan for positions in the excepted service in the Office, which shall propose—

(A) qualified positions in the Office, as the Director determines necessary to carry out the responsibilities of the Office; and

(B) subject to the requirements of paragraph (2), rates of compensation for an individual serving in a qualified position;

(2) propose rates of basic pay for qualified positions, which shall—

(A) be determined in relation to the rates of pay provided for employees in comparable positions in the Office, in which the employee occupying the comparable position performs, manages, or supervises functions that execute the mission of the Office; and

(B) subject to the same limitations on maximum rates of pay and consistent with section 5341 of title 5, United States Code, adopt such provisions of that title to provide for prevailing rate systems of basic pay and apply those provisions to qualified positions for employees in or under which the Office may employ individuals described by section 5342(a)(2)(A) of such title; and

(3) craft proposals to provide—

(A) employees in qualified positions compensation (in addition to basic pay), including benefits, incentives, and allowances, consistent with, and not in excess of the level authorized for, comparable positions authorized by title 5, United States Code; and

(B) employees in a qualified position for which the Director proposes a rate of basic

pay under paragraph (2) an allowance under section 5941 of title 5, United States Code, on the same basis and to the same extent as if the employee was an employee covered by such section, including eligibility conditions, allowance rates, and all other terms and conditions in law or regulation.

SA 4727. Mr. SULLIVAN submitted an amendment intended to be proposed to amendment SA 3867 submitted by Mr. REED and intended to be proposed to the bill H.R. 4350, to authorize appropriations for fiscal year 2022 for military activities of the Department of Defense, for military construction, and for defense activities of the Department of Energy, to prescribe military personnel strengths for such fiscal year, and for other purposes; which was ordered to lie on the table; as follows:

At the end of subtitle E of title XII, add the following:

SEC. 1253. DISCLOSURES REQUIRED BY UNITED STATES FINANCIAL INSTITUTIONS INVESTING IN PEOPLE'S REPUBLIC OF CHINA.

(a) **IN GENERAL.**—The Secretary of Defense shall—

(1) require any United States financial institution that makes an investment described subsection (b) to disclose the amount and purpose, and potential impacts on the national defense, of such investments to the Secretary on an annual basis; and

(2) make such disclosures available to the public.

(b) **INVESTMENTS DESCRIBED.**—An investment described in this subsection is a monetary investment, in an amount that exceeds a threshold to be determined by the Secretary, directly or indirectly—

(1) to—

(A) the People's Republic of China;

(B) an entity owned or controlled by the Chinese Communist Party; or

(C) the People's Liberation Army; or

(2) for the benefit of any key industrial sector sponsored by the Chinese Communist Party.

(c) **CONSOLIDATED REPORT.**—Not less frequently than annually, the Secretary shall compile the disclosures submitted under subsection (a) and submit that compilation and a summary of those disclosures to the congressional defense committees.

(d) **REGULATIONS.**—The Secretary shall prescribe such regulations as are necessary to carry out this section, which may include—

(1) requirements for documents and information to be submitted with disclosures required under subsection (a); and

(2) procedures for the determining the amount under subsection (b).

(e) **DEFINITIONS.**—In this section:

(1) **FINANCIAL INSTITUTION.**—The term “financial institution”—

(A) has the meaning given that term in section 5312 of title 31, United States Code; and

(B) includes a private equity company, venture capital company, or hedge fund.

(2) **UNITED STATES FINANCIAL INSTITUTION.**—The term “United States financial institution” means a financial institution organized under the laws of the United States or of any jurisdiction within the United States, including a foreign branch of such an institution.

SA 4728. Mr. WARNER submitted an amendment intended to be proposed to amendment SA 3867 submitted by Mr. REED and intended to be proposed to the bill H.R. 4350, to authorize appropriations for fiscal year 2022 for mili-

tary activities of the Department of Defense, for military construction, and for defense activities of the Department of Energy, to prescribe military personnel strengths for such fiscal year, and for other purposes; which was ordered to lie on the table; as follows:

At the end of subtitle E of title V, add the following:

SEC. 576. COUNTERING EXTREMISM IN THE ARMED FORCES.

(a) **COUNTERING EXTREMISM.**—

(1) **IN GENERAL.**—Title 10, United States Code, is amended—

(A) in Part II of subtitle A, by adding at the end the following new chapter:

“CHAPTER 89—COUNTERING EXTREMISM

“1801. Senior Official for Countering Extremism.

“1802. Training and education.

“1803. Data collection and analysis.

“1804. Reporting requirements.

“1805. Definitions.

“§ 1801. Senior Official for Countering Extremism

“(a) **DESIGNATION.**—The Secretary of Defense shall designate an Under Secretary of Defense as the Senior Official for Countering Extremism.

“(b) **DUTIES.**—The Senior Official shall—

“(1) coordinate and facilitate programs, resources, and activities within the Department of Defense to counter extremist activities, to include screening of publicly available information and Insider Threat Programs;

“(2) coordinate with Federal, State, and local enforcement organizations to counter extremism within the Department of Defense;

“(3) coordinate with the Secretary of Veterans Affairs on addressing and preventing extremist activities following an individual's separation from the armed forces;

“(4) engage and interact with, and solicit recommendations from, outside experts on extremist activities; and

“(5) perform any additional duties prescribed by the Secretary of Defense, in consultation with the Secretary of Homeland Security.

“§ 1802. Training and education

“(a) **IN GENERAL.**—The Secretary of each military department, in coordination with the Senior Official for Countering Extremism, shall develop and implement training and education programs and related materials to assist members of the armed forces and civilian employees of the Department of Defense in identifying, preventing, responding to, reporting, and mitigating the risk of extremist activities.

“(b) **CONTENT.**—The training and education described in subsection (a) shall include specific material for activities determined by the Senior Official for Countering Extremism as high risk for extremist activities, including recruitment activities and separating members of the armed forces.

“(c) **REQUIREMENTS.**—The Secretary of Defense, in consultation with the Secretary of Homeland Security, shall provide the training and education described in subsection (a)—

“(1) to a member of the armed forces, civilian employee of the Department of Defense, cadet at a military service academy, or an individual in a pre-commissioning program no less than once a year;

“(2) to a member of the armed forces whose discharge (regardless of character of discharge) or release from active duty is anticipated as of a specific date within the time period specified under section 1142(a)(3) of this title;